

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

NAUTILUS INSURANCE COMPANY	:	CIVIL ACTION
	:	
Plaintiff,	:	
v.	:	
	:	
GREEN EYE TECHNOLOGY, LLC; and	:	NO. 11-7322
RORY CUTAIA	:	
	:	
Defendants	:	

**ORDER**

And NOW, this 7<sup>th</sup> day of November, for the reasons stated in the foregoing memorandum, it is hereby ORDERED that:

- 1) Defendant Cutaia's Motion to Dismiss Plaintiff's Complaint for lack of personal jurisdiction pursuant to Federal Rule of Civil Procedure 12(b)(2) is hereby GRANTED.
- 2) Because the parties concede that Cutaia is a necessary and indispensable party, the Complaint is DISMISSED pursuant to Federal Rule of Civil Procedure 19(a)(2).
- 3) Cutaia may file a motion for attorney's fees within 7 days. If a motion is filed, Nautilus will have 7 days to respond.

**BY THE COURT:**

*/s/ Michael M. Baylson*

**Michael M. Baylson, U.S.D.J.**